

United States District Court
Western District of Michigan (Southern Division (1))
CIVIL DOCKET FOR CASE #: 1:19-cv-00114-PLM-RSK

Minor et al v. The PNC Financial Services Group, Inc.
Assigned to: District Judge Paul L. Maloney
Referred to: Magistrate Judge Ray Kent (events as ordered)
Cause: 29:201 Fair Labor Standards Act

Date Filed: 02/12/2019
Jury Demand: Plaintiff
Nature of Suit: 710 Labor: Fair Standards
Jurisdiction: Federal Question

plaintiff

Casey Minor

*individually and on behalf of all other similarly
situated individuals*

represented by **Rod M. Johnston**
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plaintiff

Alexis Yarbrough

*individually and on behalf of all other similarly
situated individuals*

represented by **Rod M. Johnston**
(See above for address)
ATTORNEY TO BE NOTICED

Matthew L. Turner
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V.

defendant

PNC Bank, NA

identified on initiating document as
The PNC Financial Services Group, Inc.

represented by **Patrick Michael Edsenga**
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TERMINATED: 08/02/2019
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Date Filed	#	Docket Text
02/12/2019	<u>1</u>	COMPLAINT with jury demand against The PNC Financial Services Group, Inc. filed by Casey Minor, Alexis Yarbrough (Attachments: # <u>1</u> Exhibit A-2017 Form 10K, # <u>2</u> Exhibit B-DOL Fact Sheet #64, # <u>3</u> Exhibit C-Minor/Consent to Join, # <u>4</u> Exhibit D-Yarbrough/Consent to Join, # <u>5</u> Exhibit E - Yarbrough/Pay Stub) (Turner, Matthew) (Entered: 02/12/2019)
02/12/2019	<u>2</u>	PROPOSED SUMMONS to be issued re <u>1</u> (Turner, Matthew) (Entered: 02/12/2019)
02/12/2019	<u>1</u>	FILING FEE PAID re <u>1</u> by plaintiffs Casey Minor, Alexis Yarbrough in the amount of \$400, receipt number 0646-4361073 (Turner, Matthew) (Entered: 02/12/2019)
02/12/2019	<u>1</u>	(NON-DOCUMENT) ATTORNEY APPEARANCE of Rod M. Johnston on behalf of plaintiffs Casey Minor, Alexis Yarbrough (Johnston, Rod) (Entered: 02/12/2019)
02/13/2019	<u>3</u>	NOTICE that this case has been assigned Paul L. Maloney (clw) (Entered: 02/13/2019)
02/13/2019	<u>4</u>	SUMMONS ISSUED as to defendant The PNC Financial Services Group, Inc. (clw) (Entered: 02/13/2019)
03/14/2019	<u>5</u>	SUMMONS returned executed; The PNC Financial Services Group, Inc. served on 3/7/2019, answer due 3/28/2019 (Turner, Matthew) (Entered: 03/14/2019)
03/27/2019	<u>1</u>	(NON-DOCUMENT) ATTORNEY APPEARANCE of Patrick Michael Edsenga on behalf of defendant The PNC Financial Services Group, Inc. (Edsenga, Patrick) (Entered: 03/27/2019)
03/28/2019	<u>6</u>	PROPOSED STIPULATION and ORDER to <i>Extend Answer Deadline and Substitute Defendants</i> by defendant The PNC Financial Services Group, Inc. (Edsenga, Patrick) (Entered: 03/28/2019)
03/29/2019	<u>7</u>	STIPULATION AND ORDER regarding substitution of defendant and extending deadline to respond to complaint to 4/29/2019; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 03/29/2019)
04/02/2019	<u>8</u>	CORPORATE DISCLOSURE STATEMENT by The PNC Financial Services Group, Inc. (Edsenga, Patrick) (Entered: 04/02/2019)
04/29/2019	<u>9</u>	<i>Defendant's</i> ANSWER to complaint, <u>1</u> with affirmative defenses by PNC Bank, NA (Edsenga, Patrick) (Entered: 04/29/2019)
05/01/2019	<u>10</u>	ORDER setting Rule 16 scheduling conference by telephone: telephone Rule 16 scheduling conference set for 5/31/2019 at 10:00 AM before Magistrate Judge Ray Kent; status report due by 5/28/2019; signed by Magistrate Judge Ray Kent (Magistrate Judge Ray Kent, fhv) (Entered: 05/01/2019)

05/01/2019	<u>11</u>	MOTION to certify class by plaintiffs Casey Minor, Alexis Yarbrough; (Turner, Matthew) (Entered: 05/01/2019)
05/01/2019	<u>12</u>	BRIEF in support of MOTION to certify class <u>11</u> , MEMORANDUM in support of Motion to Certify Class <u>11</u> filed by Casey Minor, Alexis Yarbrough (Attachments: # <u>1</u> Index, # <u>2</u> Exhibit A – Proposed Notice and Consent Forms, # <u>3</u> Exhibit B – Proposed Text Message and Reminder Notice, # <u>4</u> Exhibit C – Declaration of Casey Minor, # <u>5</u> Exhibit D – Declaration of Alexis Yarbrough, # <u>6</u> Exhibit E – U.S. Department of Labor, Wage and Hour Division, Fact Sheet #64: Call Centers under the Fair Labor Standards Act (FLSA), # <u>7</u> Exhibit F – Alexis Yarbroughs January 6, 2017 Pay Stub, # <u>8</u> Exhibit G – Customer Service & Support Representative Job Postings, # <u>9</u> Exhibit H – Declaration of Rod M. Johnston) (Turner, Matthew) (Entered: 05/01/2019)
05/02/2019	<u>13</u>	NOTICE to attorney Matthew Turner regarding recent filing <u>12</u> , <u>11</u> (clw) (Entered: 05/02/2019)
05/16/2019	<u>1</u>	(NON-DOCUMENT) ATTORNEY APPEARANCE of Nila Michelle Merola on behalf of defendant PNC Bank, NA (Merola, Nila) (Entered: 05/16/2019)
05/28/2019	<u>14</u>	JOINT STATUS REPORT (Turner, Matthew) (Entered: 05/28/2019)
05/29/2019	<u>15</u>	RESPONSE in opposition to MOTION to certify class <u>11</u> filed by PNC Bank, NA (Attachments: # <u>1</u> Declaration of John A. Jackson, # <u>2</u> Declaration of Scott Rattay, # <u>3</u> Rattay Decl. Ex. A – PNC's Hours of Work Policy, # <u>4</u> Rattay Decl. Ex. B – PNC's Overtime Policy, # <u>5</u> Rattay Decl. Ex. C – PNC's Time and Attendance Quick Reference Guide, # <u>6</u> Rattay Decl. Ex. D – PNC's Recording and Correcting Time Policy, # <u>7</u> Rattay Decl. Ex. E – A. Yarbrough Report) (Merola, Nila) (Entered: 05/29/2019)
05/30/2019	<u>1</u>	(NON-DOCUMENT) ORDER REFERRING MOTION to certify class <u>11</u> to Magistrate Judge Ray Kent pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 05/30/2019)
05/30/2019	<u>16</u>	NOTICE to attorney Nila Merola regarding recent filing <u>15</u> (clw) (Entered: 05/30/2019)
05/31/2019	<u>17</u>	MINUTES of telephone conference held before Magistrate Judge Ray Kent; Rule 16 Scheduling Conference to be rescheduled after motion to certify class <u>11</u> has been ruled upon (Proceedings Not Digitally Recorded) (Magistrate Judge Ray Kent, sjc) (Entered: 05/31/2019)
06/04/2019	<u>1</u>	(NON-DOCUMENT) ATTORNEY APPEARANCE of Robert S. Whitman on behalf of defendant PNC Bank, NA (Whitman, Robert) (Entered: 06/04/2019)
06/11/2019	<u>18</u>	REPLY to response to motion <u>11</u> filed by Casey Minor, Alexis Yarbrough (Johnston, Rod) (Entered: 06/11/2019)
07/08/2019	<u>19</u>	PROPOSED STIPULATION and ORDER <i>Regarding First Notice of Supplemental Authority in Support of PL Pre-Discovery Motion for Conditional Collective Certification</i> by plaintiffs Casey Minor, Alexis Yarbrough (Johnston, Rod) (Entered: 07/08/2019)
07/08/2019	<u>1</u>	(NON-DOCUMENT) ORDER REFERRING PROPOSED STIPULATION and ORDER <i>Regarding First Notice of Supplemental Authority in Support of PL Pre-Discovery Motion for Conditional Collective Certification</i> by plaintiffs Casey Minor, Alexis Yarbrough <u>19</u> to Magistrate Judge Ray Kent pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/08/2019)
07/09/2019	<u>20</u>	ORDER denying STIPULATION <u>19</u> ; signed by Magistrate Judge Ray Kent (Magistrate Judge Ray Kent, fhw) (Entered: 07/09/2019)
08/02/2019	<u>21</u>	NOTICE of Withdrawal of Attorney Appearance dated August 2, 2019 by defendant PNC Bank, NA (Merola, Nila) (Entered: 08/02/2019)
01/07/2020	<u>22</u>	

		PROPOSED ORDER regarding <i>Transferring Venue</i> by plaintiffs Casey Minor, Alexis Yarbrough (Johnston, Rod) (Entered: 01/07/2020)
01/10/2020	<u>123</u>	STIPULATION AND ORDER transferring venue to the Western District of Pennsylvania; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 01/10/2020)